

118TH CONGRESS  
1ST SESSION

# S. 2910

To amend section 508 of the Rehabilitation Act of 1973 to require each Federal department or agency to have a compliance officer to ensure the department or agency is meeting the requirements of such section.

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## IN THE SENATE OF THE UNITED STATES

SEPTEMBER 21, 2023

Mr. CASEY (for himself, Mr. FETTERMAN, Mrs. GILLIBRAND, Mr. BLUMENTHAL, Ms. DUCKWORTH, and Mr. SANDERS) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

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## A BILL

To amend section 508 of the Rehabilitation Act of 1973 to require each Federal department or agency to have a compliance officer to ensure the department or agency is meeting the requirements of such section.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Federal Agency Acces-  
5 sibility Compliance Act of 2023”.

1 **SEC. 2. COMPLIANCE OFFICER.**

2 Section 508 of the Rehabilitation Act of 1973 (29  
3 U.S.C. 794d) is amended by adding at the end the fol-  
4 lowing:

5 “(h) COMPLIANCE OFFICER.—

6 “(1) IN GENERAL.—

7 “(A) APPOINTMENT.—Not later than 90  
8 days after the date of enactment of the Federal  
9 Agency Accessibility Compliance Act of 2023,  
10 the head of each Federal department or agency  
11 to which this section applies shall appoint a  
12 compliance officer who shall have knowledge  
13 and experience with website accessibility, the re-  
14 quirements of this section, and the Web Con-  
15 tent Accessibility Guidelines that are current as  
16 of the date of the appointment.

17 “(B) RESPONSIBILITIES.—Each compli-  
18 ance officer appointed under subparagraph (A)  
19 shall—

20 “(i) be responsible for ensuring the  
21 Federal department or agency is meeting  
22 the requirements of this section; and

23 “(ii) report directly to the head of the  
24 Federal department or agency.

25 “(2) SIGNED CERTIFICATION.—Beginning not  
26 later than 1 year after the date of enactment of the

1 Federal Agency Accessibility Compliance Act of  
2 2023, and biennially thereafter, the head of each  
3 Federal department or agency to which this section  
4 applies shall—

5 “(A) post on the home page of the depart-  
6 ment or agency’s website a signed certification  
7 that the department or agency is in compliance  
8 with the requirements under this section; or

9 “(B) submit to Congress, and post on the  
10 home page of the department or agency’s  
11 website, a plan with a timeline to ensure the de-  
12 partment or agency’s compliance with the re-  
13 quirements under this section.

14 “(3) LARGER DEPARTMENTS AND AGENCIES.—

15 With respect to a Federal department or agency to  
16 which this section applies that has multiple units  
17 within such department or agency headed by Assist-  
18 ant Secretaries or Directors, the head of each such  
19 unit shall appoint a compliance officer who shall be  
20 responsible for ensuring the unit is meeting the re-  
21 quirements of this section.

22 “(4) FLEXIBILITY FOR SMALLER DEPART-

23 MENTS AND AGENCIES.—The head of a Federal de-  
24 partment or agency to which this section applies  
25 that has fewer than 20 full-time employees may ap-

1 point one of such full-time employees as the compli-  
2 ance officer for the department or agency, if the ma-  
3 jority of the employee's work duties are related to  
4 work as the compliance officer.”.

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